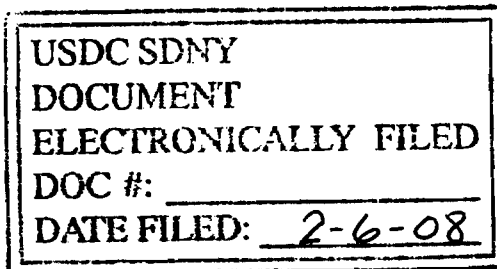


In ~~COURTESY COPY~~

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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK



----- x

ADVANCED GLOBAL TECHNOLOGY,
LLC,

Plaintiff, : No. 07 cv 3654 (JSR)
ECF CASE

- against - :

XM SATELLITE RADIO INC., :

ORDER

Defendant. :

----- x

CASE MANAGEMENT PLAN

~~DEFENDANT XM SATELLITE RADIO INC.'S PROPOSED DISCOVERY PLAN~~

Pursuant to this Court's Memorandum Order dated February 1, 2008, ^{the Court adopts,} ~~defendant~~
^{with minor modifications, the discovery plan proposed by defendant}
XM Satellite Radio Inc. ("XM"), ~~proposes the following discovery plan:~~

1. XM shall serve its answer to the First Amended Complaint, together with its counterclaims, if any, on or before February 12, 2008.
2. The parties shall serve requests for the production of documents and inter-
^{(limited to those permitted by Local Rule 33.3(a))}
rogatories on or before February 12, 2008.

3. Each party shall serve its initial deposition notices on or before February 22, 2008. Such deposition notices shall be without prejudice to the service of additional deposition notices following the receipt of documents and interrogatory responses.

4. Each party shall serve its response to the other party's request for the production of documents and interrogatories, together with a copy of all requested documents to which an objection has not been interposed, on or before February 29, 2008.

5. Motions to compel discovery, if any, shall be ~~served and filed on or before~~ ^{made and argued} ~~March 7, 2008, with responses, if any, to be served and filed on or before March 12, 2008 and~~ ^{orally on March 7, 2008 at 4pm. in} ~~reply papers, if any, to be served and filed on or before March 14, 2008.~~ ^{Courtroom 14-B, and will be decided from the bench.}

6. Any compelled document discovery or interrogatory responses shall be completed on or before March ¹⁴ ~~21~~, 2008.


7. Depositions shall commence on or before March ^{18,} ~~21~~, 2008, and shall be completed on or before April 18, 2008.

8. Dispositive motions, if any, shall be served and filed on or before April 22, 2008, with responses served and filed on or before April 28, 2008, and reply papers, if any, to be served and filed on or before April 30, 2008.

^{Oral argument on any such} ~~9. Trial to be commenced on a date to be determined by the Court following~~ ^{motion shall be heard at 4pm. on May 6, 2008. The} ~~Court will decide all such motions no later than May 19, 2008,~~ ^{a decision on any dispositive motions.}

^{9. If not otherwise resolved, trial of this} ~~case will commence at 9am. on Tuesday, June 10, 2008.~~

SO ORDERED


2-6-08

Dated: February 5, 2008

Respectfully submitted,

SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP

/s/ Jeffrey A. Mishkin

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